

1 ENVIRONMENTAL AND PUBLIC PROTECTION CABINET
2 DEPARTMENT OF PUBLIC PROTECTION
3 OFFICE OF INSURANCE
4 DIVISION OF HEALTH INSURANCE POLICY AND MANAGED CARE
5 (Repealer)

6 806 KAR 18:081. Repeal of 806 KAR 18:080.

7 RELATES TO: KRS 13A.310, 304.17A-320, 304.17A-330.

8 STATUTORY AUTHORITY: KRS 13A.310.

9 NECESSITY, FUNCTION, AND CONFORMITY: KRS 13A.310 requires that an
10 administrative regulation, once adopted, cannot be withdrawn, but shall be repealed if it is
11 desired that it no longer be effective. This administrative regulation repeals 806 KAR 18:080,
12 Association Uniform Data Collection, which is no longer required because the information
13 collected under this regulation is currently collected in accordance with KRS 304.17A-808 and
14 806 KAR 17:240, Data reporting Requirements. 806 KAR 17:240 establishes the data elements
15 and the format for submitting annual reports to the Office of Insurance. Executive Order-064,
16 filed December 23, 2003, created the Environmental and Public Protection Cabinet. Executive
17 Order 2004-031, filed January 6, 2004, abolished the Department of Insurance and transferred all
18 its “duties, functions, responsibilities, records, equipment, staff and support budgets” to the
19 Office of Insurance.

20 Section 1. 806 KAR 18:080, Association Uniform Data Collection, is hereby repealed.

APPROVED:

Glenn Jennings, Acting Executive Director
Kentucky Office of Insurance

Date

James Adams, Commissioner
Department of Public Protection

Date

LaJuana S. Wilcher, Secretary
Environmental and Public Protection Cabinet

Date

PUBLIC HEARING: A public hearing on this administrative regulation shall be held on July 21, 2004, at 9:00 am the Kentucky Office of Insurance, 215 West Main Street, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by July 14, 2004, five work days prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be cancelled.

This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made.

If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted until August 2, 2004. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

Contact Person: William J. Nold
Melea Kelch
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REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Administrative Regulation: 806 KAR 18:081.

Contact Person: William J. Nold or Melea Kelch

(1) Provide a brief summary of:

What this administrative regulation does:

- (a) This administrative regulation repeals 806 KAR 18:080.
- (b) The necessity of this administrative regulation: This administrative regulation will repeal 806 KAR 18:080 since the data collected by 806 KAR 18:080 is collected by other means.
- (c) How does this administrative regulation conform to the content of the authorizing statutes: KRS 13A.310 requires that an administrative regulation, once adopted, cannot be withdrawn, but shall be repealed if it is desired that it no longer be effective. This administrative regulation is no longer necessary and therefore the Office wishes to repeal this Administrative regulation.
- (d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation will remove an Administrative Regulation that is no longer needed.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

- (a) How the amendment will change this existing administrative regulation? This is not an amendment.

- (b) The necessity of the amendment to this administrative regulation: N/A
- (c) How the amendment conforms to the content of the authorizing statutes: N/A
- (d) How the amendment will assist in the effective administration of the statutes:
N/A

- (3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: This administrative regulation should not effect any entities. It only repeals a repetitive provision.
- (4) Provide an assessment of how the above group or groups will be impacted by either the implementation of this administrative regulation, if new, or by the change if it is an amendment: All entities who were required to report under 806 KAR 18:080 will not need to as the reporting requirements have been simplified.
- (5) Provide an estimate of how much it will cost to implement this regulation:
 - (a) Initially: No Cost.
 - (b) On a continuing basis. There should be no cost on a continuing basis.
- (6) What is the source of funding to be used for the implementation and enforcement of this administrative regulation? The budget of the Kentucky Office of Insurance.
- (7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment. N/A
- (8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees: This administrative regulation does not establish fees.

(9) TIERING: Is tiering applied? No, tiering does not apply since this Administrative Regulation repeals 806 KAR 18:080.